

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
(317) 232-9855

**FISCAL IMPACT STATEMENT**

**LS 7968**

**BILL NUMBER: SB 321**

**DATE PREPARED:** Feb 5, 2001

**BILL AMENDED:** Feb 5, 2001

**SUBJECT:** IDEM enforcement of restrictive covenants on land.

**FISCAL ANALYST:** Bernadette Bartlett

**PHONE NUMBER:** 232-9586

**FUNDS AFFECTED:**      **GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** State

**Summary of Legislation:** (Amended) This bill permits the Commissioner of the Department of Environmental Management (IDEM) to enforce in court restrictive covenants on land approved by the Commissioner and created in connection with any remediation, closure, cleanup, or corrective action under state environmental statutes. The bill defines the restrictive covenants to which the bill applies.

**Effective Date:** July 1, 2001.

**Explanation of State Expenditures:** This provision gives IDEM express authority to enforce in court certain restrictive covenants on land. The impact of this provision is insignificant.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Department of Environmental Management

**Local Agencies Affected:**

**Information Sources:**